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Attorneys for Pacific Bell Telephone Company,  
*erroneously sued as* AT&T Services, Inc.

**UNITED STATES DISTRICT COURT**  
**FOR THE EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION**

VICTOR GAVIN, an individual;  <p style="text-align: center;">Plaintiff,</p> <p style="text-align: center;">v.</p> AT&T SERVICES, Inc., an unknown business entity; DIANE MATAYOSHI, an individual; and DOES 1 through 100, inclusive;  <p style="text-align: center;">Defendants.</p>	Case No. 2:20-cv-02246-JAM-AC (Assigned to Hon. John A. Mendez; Magistrate Judge Allison Claire)  <b>STIPULATED REQUEST FOR ORDER                  MODIFYING EXPERT DESIGNATION                  DATES IN PRETRIAL SCHEDULING                  ORDER; ORDER</b>  Complaint Filed: October 2, 2020 Removal Date: November 9, 2020 Trial Date: May 15, 2023
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425940.1

1 Plaintiff VICTOR GAVIN, and Defendant PACIFIC BELL TELEPHONE COMPANY,  
2 erroneously sued as AT&T Services, Inc., by and through their counsel, hereby respectfully  
3 move for an Order modifying the Pretrial Scheduling Order (ECF 12 and 21) to briefly extend  
4 the expert and fact discovery deadlines:

5 WHEREAS, on March 10, 2021 the Court issued a Pretrial Scheduling Order (ECF 12);

6 WHEREAS, on July 29, 2022, the Court issued an Order Modifying the Pretrial  
7 Scheduling Order (ECF 21);

8 WHEREAS, the Court's Orders require the parties to designate experts by September  
9 30, 2022;

10 WHEREAS, the parties previously requested the change to the Pretrial Scheduling Order  
11 in this matter because Plaintiff's counsel and Plaintiff's co-counsels in other matters had been  
12 riddled with illnesses, including COVID-19, that required extending the deadlines in those  
13 matters and therefore sidelined Plaintiff's counsel's ability to attend to the discovery in this  
14 matter. Plaintiff's counsels, Kevin Schwin and Mythily Sivarajah both had COVID-19, which  
15 subsequently required continuances on several other matters. Plaintiff's counsel, Elizabeth Peck  
16 was avoiding close contact with others as a result of her exposure to a household member  
17 having COVID-19;

18 WHEREAS, Plaintiff's counsel Elizabeth Peck and Mythily Sivarajah had trial in  
19 another matter which began on August 8, 2022;

20 WHEREAS, the parties have commenced potential settlement resolution discussions in  
21 earnest and need additional time to discuss settlement in good faith;

22 WHEREAS, the parties do not anticipate the need for any change in any other  
23 scheduling; and,

24 WHEREAS, the parties stipulate that there is good cause to extend the expert  
25 designation deadlines set forth in the Court's existing scheduling order, and corresponding  
26 briefing schedule.

27 NOW THEREFORE, the parties hereby agree and respectfully request that the Court  
28 order as follows:

425940.1

1 The deadline for expert witness disclosures to be completed should be extended from  
2 September 30, 2022 to October 28, 2022.

3 The deadline for supplemental and rebuttal expert witness disclosures to be completed  
4 should be extended from October 14, 2022 to November 14, 2022.

5 The remainder of the Pretrial Scheduling Order remains unaffected by this stipulation.

6  
7 Date: September 6, 2022

PECK-LAW, *Employment & Civil Rights*

8  
9 By: /s/ Elizabeth M. Peck

10 Elizabeth M. Peck  
11 Kevin Schwin, *Of-Counsel*  
12 Mythily Sivarajah  
13 Co-Counsel for Plaintiff  
14 Victor Gavin

15  
16 Date: September 6, 2022

M LAW ATTORNEYS, APC

17  
18 By: /s/ Narak Mirzaie

19 Narak Mirzaie  
20 Co-Counsel for Plaintiff  
21 Victor Gavin

22  
23 Date: September 6, 2022

SANCHEZ & AMADOR, LLP

24  
25 By: /s/ Patricia Arias Musitano

26 Jamie Rudman  
27 Patricia Arias Musitano  
28 Attorneys for Defendant  
Pacific Bell Telephone Company,  
*erroneously sued as AT&T Services, Inc.*

**ORDER**

Pursuant to stipulation, and good cause appearing, IT IS HEREBY ORDERED THAT:

The deadline for expert witness disclosures to be completed is extended from September 30, 2022 to October 28, 2022.

The deadline for supplemental and rebuttal expert witness disclosures to be completed is extended from October 14, 2022 to November 14, 2022.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: September 7, 2022

/s/ John A. Mendez

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THE HONORABLE JOHN A. MENDEZ  
SENIOR UNITED STATES DISTRICT JUDGE